



**FEDERAL ELECTION COMMISSION**  
Washington, DC 20463

February 14, 2011

**VIA ELECTRONIC AND FIRST CLASS MAIL**

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RE: MUR 6054  
Gary J. Scarbrough

Dear Mr. Ornstein:

The Federal Election Commission ("Commission"), the regulatory agency that administers and enforces the Federal Election Campaign Act of 1971, as amended ("the Act"), has ascertained information in the normal course of carrying out its supervisory responsibilities indicating that Gary J. Scarbrough knowingly assisted 10-2002, LLC f/k/a Suncoast Ford ("10-2002") in making contributions to Vern Buchanan for Congress in his own name and in the names of M. Osman Ally, Harold H. Glover, and Kenneth A. Lybarger in violation of 2 U.S.C. § 441f, and knowingly permitted his own name to be used to effect a contribution in the name of another in violation of 2 U.S.C. § 441f. See 11 C.F.R. § 110.4(b)(1)(ii) and (iii). Specifically, the information indicates that Mr. Scarbrough, 10-2002's General Manager, directed 10-2002 controller Kenneth A. Lybarger to issue checks from 10-2002 to himself and to Messrs. Osman, Glover and Lybarger to reimburse the contributions each individual made to Vern Buchanan for Congress in the amount of \$4,600 on March 30, 2007. Vern Buchanan for Congress refunded these contributions to Mr. Scarbrough and to Messrs. Osman, Glover and Lybarger on June 18, 2007.

The Commission's Office of the General Counsel is reviewing this information in connection with making a recommendation to the Commission as to whether there is reason to believe that Mr. Scarbrough violated the Act. See 2 U.S.C. § 437g(a)(2). Before the General Counsel makes such a recommendation, Mr. Scarbrough may provide in writing any factual or legal materials that he believes are relevant to this matter. Mr. Scarbrough's submission, if he chooses to make one, must be submitted within 15 days of your receipt of this letter and addressed to the General Counsel's Office. After 15 days, the General

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Counsel's Office will present its recommendations to the Commission. Any response submitted by Mr. Scarbrough will be taken into account in these recommendations. The Commission will then consider the recommendations and, if the Commission finds that there is reason to believe Mr. Scarbrough violated the Act, initiate an enforcement matter.

This matter will remain confidential in accordance with 2 U.S.C. §§ 437g(a)(4)(B) and 437g(a)(12)(A) unless Mr. Scarbrough notifies the Commission in writing that he wishes the matter to be made public.

If you have any questions, please contact Mark Allen, the Assistant General Counsel handling this matter, at (202) 694-1650.

Sincerely,

Christopher Hughey  
Acting General Counsel

A handwritten signature in black ink, appearing to read "Kathleen M. Guith".

BY: Kathleen M. Guith  
Acting Associate General Counsel  
for Enforcement

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